

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION**

NORFOLK SOUTHERN RAILWAY COMPANY,

Plaintiff,

v.

Case No. 1:08-CV-618

CITY OF ALEXANDRIA, *et al.*,

Defendants.

**NORFOLK SOUTHERN RAILWAY COMPANY'S
AND RSI LEASING, INC.'S
MOTION FOR SUMMARY JUDGMENT**

NOW COME the Plaintiff/Counterclaim Defendant Norfolk Southern Railway Company ("NSRC") and Third Party Defendant RSI Leasing, Inc., by counsel, and hereby move this Court for summary judgment on the grounds more fully stated in their Brief in Support of Motion for Summary Judgment filed simultaneously herewith.

WHEREFORE, NSRC and RSI respectfully request that this Court enter an Order granting Summary Judgment and dismissing this case, with prejudice.

Respectfully submitted,

/s/

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CERTIFICATE OF SERVICE

I hereby certify that on the 24th day of November, 2008, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

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To the best of my knowledge, there are no other attorneys who require service by U.S. Mail.

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